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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/598,627	06/13/2007	Matti Puputti	042933/315610	8155

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EXAMINER
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LE, RONG

ART UNIT	PAPER NUMBER
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2423

MAIL DATE	DELIVERY MODE
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09/26/2011

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/598,627	PUPUTTI, MATTI	
	<b>Examiner</b>	<b>Art Unit</b>	
	RONG LE	2423	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 15 June 2011.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ An election was made by the applicant in response to a restriction requirement set forth during the interview on \_\_\_\_; the restriction requirement and election have been incorporated into this action.
- 4) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 5) ☒ Claim(s) 1-13, 16-33 and 36-46 is/are pending in the application.
- 5a) Of the above claim(s) 1-13, 32 and 33 is/are withdrawn from consideration.
- 6) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 7) ☒ Claim(s) 16-31, 34-36-46 is/are rejected.
- 8) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 9) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 10) ☐ The specification is objected to by the Examiner.
- 11) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 12) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. ____.                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date ____.  | 6) <input type="checkbox"/> Other: ____.                          |

## **DETAILED ACTION**

### **Miscellaneous**

**Claims pending: 1-13, 16-33, 36-46**

**Claims withdrawn: 1-13, 32-33**

**Claims amended: N/A**

**Claims cancelled: 14-15, 34-35**

**New claims: N/A**

### ***Response to Arguments***

1. Applicant's arguments, with respect to the rejection(s) of claim(s) 27 and 31 have been fully considered and are persuasive. However, upon further consideration, a new ground(s) of rejection is made in view of Crinon.

2. Applicant's arguments, with respect to the rejection(s) of claim(s) 16-26, 29, 30, 36-43, 45 and 46 have been fully considered and are persuasive. However, upon further consideration, a new ground(s) of rejection is made in view of Yearwood.

Applicant's arguments, with respect to the rejection(s) of claim(s) 21 and 22 have been fully considered and are persuasive. However, upon further consideration, a new ground(s) of rejection is made in view of Naslund and Van Rooyen.

### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and

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the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

**Claims 27 and 31 are rejected under 35 U.S.C. 103(a) as being unpatentable over (EP0975109 A1) to (Suzuki), in view of (US pat: 7565677 B1) to (Crinon).**

**Regarding claims 27 and 31,** Suzuki discloses a digital broadcast receiver apparatus consisting of a front end unit, for receiving the transport stream, a transport decoding unit for extracting the transmission schedule information (control message, and transmission time information). The transmission schedule information which is sent earlier in time than the utilization data itself, includes multiple pieces of information including, the receiver identifier, and the transmission time the utilization data is to be transmitted. Suzuki further discloses a CPU 64, having control means which controls the power supply to the Front end 61, the transport decoder 62 and the AVD 63 according to the preinform table (configured to receive the transmission time information, comprising selectively turning on a receiver to receive the messages at a time that substantially coincides with the future transmission time). (Fig 1-4, 6, par. 10-12, 43-45, 50)

Suzuki teaches multiplexing the transport stream wherein the transport stream consists of services to be transmitted, wherein the services include transmission schedule information for future EMM (future conditional access message transmission time, conditional access messages to be transmitted in the future). Suzuki also teaches that the transmission schedule information may be transmitted as part of the Si or PSI information according to DVB & Mpeg standards.

Suzuki teaches as the receiver turn ON at the designated time to receive either EMM or other download data, as mentioned earlier, since the schedule information is multiplexed into the audio and video transport stream more future EMM messages will be received.

Suzuki fails to specifically teach causing transmission time information to be requested.

Crinon teaches a data carousel adding specific data file that are requested by a user and then distributing it to the requesting user terminal, which reads on (causing transmission time information to be requested) (col. 1-2, ll. 64-9, col. 3, ll. 50-60, col. 7, ll. 13-20)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Suzuki by causing transmission time information to be requested as taught by Crinon in order to create a more dynamic environment utilizing exiting technology.

**Claims 16-20, 24-26, 38-41 are rejected under 35 U.S.C. 103(a) as being unpatentable over (US pat: 6452644 B1) to (Shimakawa), in view of (EP0975109 A1) to (Suzuki), in view of (US pub: 20060095940 A1) to (Yearwood).**

**Regarding claim 16**, Shimakawa teaches EPG information contains the next transmission clock time, which reads on (message) and television receivers, receiving the EPG information, which reads on (receiving a plurality of messages relating to broadcast content). (col. 6, ll. 3-6, 15-17) Shimakawa further teaches the inclusion of

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clock time at which the next transmission will take place within the transmission of EPG (or other types of data), which reads on (each of said messages being associated with time information relating to a transmission time for messages which are to be transmitted to a receiver in the future). (col. 6, ll. 15-17) Shimakawa further teaches activating the relevant circuitry within the receiver to turn on when the scheduled information will transmit and remain in standby mode the rest of the time much like within a mobile data receiver, which reads on (selectively activating the receiver to receive the future control messages at the transmission time). (col.6, ll. 17-27)

Shimakawa fails to teach “control messages relating to broadcast content, control messages relating information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content”

Suzuki teaches sending a transport stream of services to be transmitted, wherein the services include transmission schedule information for future EMM (control messages information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) or other types of download data (control messages relating to broadcast content). Suzuki also teaches that the transmission schedule information may be transmitted as part of the Si or PSI information according to DVB & Mpeg standards (Fig 2, 3, 4, Par. 10, 12, 43-45)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa by having control messages relating

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to broadcast content, control messages relating to information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Suzuki in order to effectively prevent unauthorized viewers from viewing certain content.

Shimakawa in view of Suzuki fails to specifically teach "control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content"

Yearwood teaches a system insertion of Psi/SI information which includes an ECN message (control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) (par. 39)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki by having control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Yearwood in order to efficiently and quickly access program specific information in SDV and other systems.

**Regarding claims 17 and 38,** Shimakawa in view of Suzuki in view of Yearwood teaches said control messages.

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Shimakawa further teaches “extracting said transmission time information from said control messages”

Shimakawa teaches the clock time at which the EPG will be transmitted again (parameter NXT) being copied from the memory 58 into a memory of a processor 55. (col. 7, ll. 34-39, Fig 5)

**Regarding claims 18 and 39,** Shimakawa in view of Suzuki in view of Yearwood teaches selectively activating the receiver.

Suzuki further teaches “setting a power-up time for the receiver based on said transmission time information”

Suzuki teaches the CPU controller 64 which used the time extractor 64C to recognize all the information with reference to time 13 (step S2) and stores it in memory 65. The controller then checks the CPU 64 clock for the transmission time and controls the power supply to FE61 and TD 62 accordingly. (par. 59-60, FIG 6)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki in view of Yearwood by setting a power-up time for the receiver based on said transmission time information as taught by Suzuki in order to minimized standby power of a receiver device.

**Regarding claims 19 and 40,** Shimakawa in view of Suzuki in view of Yearwood teaches setting a power-up time.



Suzuki further teaches “setting up a power up time to take account of delays in powering up the receiver.”

Suzuki teaches the CPU64 confirms the present time is several seconds before the transmission time, and turns the power supply on to the FE 61, and TD 62, awaiting the data directly to the self IRD 60. (par. 60-61, FIG 7)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki in view of Yearwood by setting up a power up time to take account of delays in powering up the receiver as taught by Suzuki in order to minimized standby power of a receiver device.

**Regarding claims 20 and 41,** Shimakawa in view of Suzuki in view of Yearwood teaches selectively activating the receiver.

Suzuki further teaches “monitoring the power-up time and turning on the receiver when the power-up time is reached.”

Suzuki teaches the controller then checks the CPU 64 clock for the transmission time and controls the power supply to FE61 and TD 62 accordingly. When CPU 64 confirms the present time is several seconds before the transmission time, and turns the power supply on to the FE 61, and TD 62, awaiting the data directly to the self IRD. In paragraph 61, lines 1-5, FIG 7, label S5, Suzuki inherently monitors the power-up time in that the CPU must monitor the expiration of the predetermined delay in order to receive the future transmission. (par. 59-61, FIG 7)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki in view of Yearwood by setting up a power up time to take account of delays in powering up the receiver as taught by Suzuki in order to minimized standby power of a receiver device.

**Regarding claim 24**, Shimakawa teaches EPG information contains the next transmission clock time, which reads on (control message) and television receivers, receiving the EPG information, which reads on (receiving a plurality of control messages relating to broadcast content). (col. 6, ll. 3-6, 15-17) Shimakawa further teaches the inclusion of clock time at which the next transmission will take place within the transmission of EPG (or other types of data), which reads on (each of said control messages being associated with time information relating to a transmission time for control messages which are to be transmitted to a receiver in the future). (col. 6, ll. 15-17) Shimakawa further teaches activating the relevant circuitry within the receiver to turn on when the scheduled information will transmit and remain in standby mode the rest of the time much like within a mobile data receiver, which reads on (selectively activating the receiver to receive the future control messages at the transmission time). (col.6, ll. 17-27)

Shimakawa fails to teach “control messages relating to broadcast content, control messages relating information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content”

Suzuki teaches sending a transport stream of services to be transmitted, wherein the services include transmission schedule information for future EMM (control messages information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) or other types of download data (control messages relating to broadcast content). Suzuki also teaches that the transmission schedule information may be transmitted as part of the Si or PSI information according to DVB & Mpeg standards (Fig 2, 3, 4, Par. 10, 12, 43-45)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa by having control messages relating to broadcast content, control messages relating to information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Suzuki in order to effectively prevent unauthorized viewers from viewing certain content.

Shimakawa in view of Suzuki fails to specifically teach "control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content"

Yearwood teaches a system insertion of Psi/SI information which includes an ECN message (control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) (par. 39)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki by having control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Yearwood in order to efficiently and quickly access program specific information in SDV and other systems.

**Regarding claim 25,** Shimakawa in view of Suzuki in view of Yearwood teaches the control messages.

Shimakawa further teaches “incorporating said time information”.

Shimakawa teaches EPG information contains the next transmission clock time, and television receivers, receiving the EPG information. (col. 6, ll. 3-6, 15-17)

**Regarding claim 26,** Shimakawa teaches EPG information contains the next transmission clock time, which reads on (control message) and the broadcaster indicating and including various types of data within the EPGs, which reads on (preparing a plurality of control messages) (col. 6, ll. 15-17, 28-30, 38-55)

Shimakawa teaches the inclusion of clock time at which the next transmission will take place within the transmission of EPG (or other types of data), which reads on (each of the messages including information relating to a predetermined transmission time for future control messages) (col.6, ll. 15-19)

Shimakawa teaches the broadcaster indicating and including various types of data within the EPGs, and the a television receiver arranged to received the EPG data from the broadcaster, which reads on (directing transmission of the control messages to a receiver for receiving the control messages).(col. 6, ll. 15-17, 28-30, 38-55, 56-58)

Shimakawa teaches television receivers, receiving the transmission of EPG information(or other types of data) (col.6, ll. 3-6), which contain the next transmission time, and activating the relevant circuitry within the receiver(col.6, ll. 15-17) by the microprocessor 55, (col.6, ll. 62-63), which reads on (a selective activation module), when an EPG transmission is due to be received, to turn ON much like within a mobile data receiver, which reads on (the control messages being transmitted to the receiver for a selective activation module to selectively activate the receiver to receive the future control message at the predetermined time). (col.7, ll. 53-56)

Shimakawa fails to teach “preparing control messages relating to broadcast content, control messages relating information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content”

Suzuki teaches multiplexing the transport stream wherein the transport stream consists of services to be transmitted, wherein the services include transmission schedule information for future EMM (preparing control messages information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) or other types of download data (control messages relating to broadcast content). Suzuki also teaches

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that the transmission schedule information may be transmitted as part of the Si or PSI information according to DVB & Mpeg standards (Fig 2, 3, 4, Par. 10, 12, 43-45)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa by having control messages relating to broadcast content, control messages relating to information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Suzuki in order to effectively prevent unauthorized viewers from viewing certain content.

Shimakawa in view of Suzuki fails to specifically teach "control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content"

Yearwood teaches a system insertion of Psi/SI information which includes an ECN message (control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content) (par. 39)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki by having control messages comprising information for determining whether a user has necessary subscriptions in place to view the broadcast content or information required to decrypt the broadcast content as taught by Yearwood in order to efficiently and quickly access program specific information in SDV and other systems.

**Claims 28, 44 are rejected under 35 U.S.C. 103(a) as being unpatentable over (EP0975109 A1) to (Suzuki), in view of (US pat: 7565677 B1) to (Crinon), in view of (US pub: 20060095940 A1) to (Yearwood).**

**Regarding claims 28 and 44,** Suzuki in view of Crinon teaches the conditional access messages.

Suzuki in view of Crinon fails to specifically teach "conditional access messages comprise entitlement management messages"

Yearwood teaches a system insertion of Psi/SI information which includes an ECN message (conditional access messages comprise entitlement management messages) (par. 39)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Suzuki in view of Crinon by having conditional access messages comprise entitlement management messages as taught by Yearwood in order to efficiently and quickly access program specific information in SDV and other systems.

**Claims 36-37, 43 are rejected under 35 U.S.C. 103(a) as being unpatentable over (US pat: 6452644 B1) to (Shimakawa), in view of (EP0975109 A1) to (Suzuki), in view of (US pub: 20060095940 A1) to (Yearwood), in view of (WO0306560 A2) to (Bons).**

**Regarding claims 36, 37, and 43,** Shimakawa in view of Suzuki in view of Yearwood teaches “each of said control a message is further associated with information defining transmission parameters for the control messages to be transmitted in the future”.

Shimakawa in view of Suzuki in view of Yearwood fails to specifically teach “transmission parameters including information on the bearer, the network or the operator providing the control messages”

Bons teaches transmitting EMM messages, including a first field that would have (EMM\_XID), which reads on (transmission parameters) for that enable the terminal to identify the logical channel described, which reads on (information on the bearer, the network or the operator providing the control messages). (col. 2, ll. 60-67)

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Shimakawa in view of Suzuki in view of Yearwood by having transmission parameters including information on the bearer, the network or the operator providing the control messages as taught by Bons in order to effectively prevent unauthorized viewers from viewing certain content.

**Claim 21 is rejected under 35 U.S.C. 103(a) as being unpatentable over (US pat: 6452644 B1) to (Shimakawa), in view of (EP0975109 A1) to (Suzuki), in view of (US pub: 20080077966 A1) to (Yearwood), in view of (US pat: 20050278787 A1) to (Naslund).**



**Regarding claim 21**, Shimakawa in view of Suzuki in view of Yearwood teaches an apparatus.

Shimakawa in view of Suzuki in view of Yearwood fails to teach “mobile apparatus”.

Naslund teaches implementing a DRM system into an identity module adapted for engagement with a client system such as a mobile phone (a mobile apparatus) using it to decrypt content. (Fig 2A, par. 18, 70)

Therefore it would have been obvious to one of ordinarily skilled in the art at the time of the invention to modify Shimakawa in view of Suzuki in view of Yearwood by including a mobile apparatus as taught by Naslund in order to allow the STB to move media content from one rendering device to another.

**Claim 22 is rejected under 35 U.S.C. 103(a) as being unpatentable over (US pat: 6452644 B1) to (Shimakawa), in view of (EP0975109 A1) to (Suzuki), in view of (US pub: 20080077966 A1) to (Yearwood), in view of (US pub: 20050278787 A1) to (Naslund) , in view of (US pat: 7421244 B2) to (Van Rooyen).**

**Regarding claim 22**, Shimakawa in view of Suzuki in view of Yearwood in view of Naslund teaches a mobile apparatus.

Shimakawa in view of Suzuki in view of Yearwood in view of Naslund fails to teach “configured in accordance with DVB-H specification”.

Van Rooyen teaches digital video broadcast content being received by a mobile terminal via a DVB-H broadcast band, (configured in accordance with DVB-H specification). (Fig 1e, col. 15, ll. 1-5, col. 15-16, ll. 60-25)

Therefore it would have been obvious to one of ordinarily skilled in the art at the time of the invention to modify Shimakawa in view of Suzuki in view of Yearwood in view of Naslund, by including mobile apparatus configured in accordance with DVB-H specification as taught by Van Rooyen, in order to handle various digital video broadcast signals.

**Claims 23 and 42 rejected under 35 U.S.C. 103(a) as being unpatentable over (US pat: 6452644 B1) to (Shimakawa), in view of (EP0975109 A1) to (Suzuki), in view of (US pub: 20080077966 A1) to (Yearwood), in view of (US pat: 7167895 B1) to (Connelly).**

**Regarding claims 23 and 42,** Shimakawa in view of Suzuki in view of Yearwood teaches the control messages.

Shimakawa in view of Suzuki in view of Yearwood fails to teach requesting the transmission time information independently.

Connelly teaches client receivers receiving metadata pre-broadcast schedule information and the actual metadata at a later time based on the schedule information given, (col. 5, ll. 47-53) registering the client devices with certain specific content providers to receive certain signals, which reads on (requesting the transmission time information independently). (col. 6, ll. 4-10)

Therefore it would have been obvious to one of ordinarily skilled in the art at the time of the invention to modify Shimakawa in view of Suzuki in view of Yearwood by requesting the transmission time information independently as taught by Connelly, in order to ensure schedule information is always received properly ahead of time.

**Claims 29-30, 45-46 are rejected under 35 U.S.C. 103(a) as being unpatentable over in view of (EP0975109 A1) to (Suzuki), in view of (US pat: 7565677 B1) to (Crinon), in view of (US Pub: 20020021809 A1) to (Salo).**

**Regarding claims 29 and 45,** Shimakawa in view of Crinon teaches the transmission time information.

Shimakawa in view of Crinon fails to teach received in a messaging service format.

Salo teaches a cellular transceiver receiving the service announcements, (par. 30) the service announcement may be in the form of a special short message service (SMS) message which contains the timing and location information needed by the receiver. (par. 31)

Therefore it would have been obvious to one of ordinarily skilled in the art at the time of the invention to modify Shimakawa in view of Crinon, to receive in a messaging service format as taught by Salo in order to backup formats of sending the same information to the receiver.

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**Regarding claims 30 and 46**, Shimakawa in view of Crinon in view of Salo teaches an apparatus.

Salo further teaches the messaging service format comprises SMS or MMS.

Salo teaches a cellular transceiver receiving the service announcements, (par. 30) the service announcement may be in the form of a special short message service (SMS) message which contains the timing and location information needed by the receiver. (par. 31)

Therefore it would have been obvious to one of ordinarily skilled in the art at the time of the invention to modify Shimakawa in view of Crinon in view of Salo, to receive in a messaging service format as taught by Salo, in order to backup formats of sending the same information to the receiver.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to RONG LE whose telephone number is (571)270-7637. The examiner can normally be reached on M-F (8:30 - 6pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Y. Koenig can be reached on 571-272-7296. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

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published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

RONG LE  
Examiner  
Art Unit 2423

/Andrew Y Koenig/  
Supervisory Patent Examiner, Art Unit 2423